



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicant(s): Elazar Rabbani et al.

Serial No. 08/978,636

Group Art Unit: 1635

TECH CENTER 1600/2900

Filed: November 25, 1997

Examiner: Mary M. Schmidt

Title: **NON-NATIVE POLYMERASE ENCODING NUCLEIC ACID
CONSTRUCT**

FILED BY EXPRESS MAIL

Honorable Commissioner of
Patents and Trademarks
Washington, D. C. 20231

Sir:

Transmitted herewith is Applicant's Response To December 6, 2002
Restriction Requirement in the above-identified patent application.

The fee has been calculated as shown below:

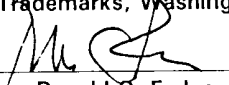
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE
Total	16	Minus	20	= 0	X \$ 9	\$0
Indep	2	Minus	3	= 0	X \$ 42	\$0
()	First Presentation of Multiple Dependent Claims				+ \$140	\$0
	TOTAL ADDITIONAL FEE					\$0

() Charge Deposit Account No. 05-1135 in the amount of \$0.

() A check in the amount of \$ _____ is attached.

(X) The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 05-1135: any filing fees under 37 C.F.R. §1.16 for the presentation of extra claims and any patent application processing fees under 37 C.F.R. §1.17.

Elazar Rabbani et al.
Serial No. 08/978,636
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Page 2 (Transmittal -- January 7, 2003)

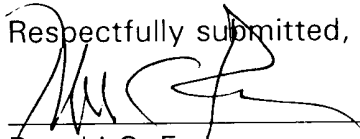
EXPRESS MAIL CERTIFICATE	
"Express Mail" Label No.	<u>EV205342285US</u>
Deposit Date	<u>January 7, 2003</u>
I hereby certify that this paper and the attachments herein are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington DC 20231.	
 Ronald C. Fedus Reg. No. 32,567	<u>JAN 7 2003</u> Date

Copies are being provided in triplicate.

Also enclosed: Request For An Extension Of Time (1 Month).

January 7, 2003
Date

Respectfully submitted,


Ronald C. Fedus
Registration No. 32,567
Attorney for Applicant(s)

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Attorney's Docket No.: Enz-53(D3)

Enz-53(D3)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

JAN 09 2003

TECH CENTER 1600/2900

Applicant(s): Rabbani et al.

Serial No.: 08/978,636

Filed: November 25, 1997

For: NON-NATIVE POLYMERASE
ENCODING NUCLEIC ACID
CONSTRUCT

Group Art Unit: 1635

Examiner: Mary M. Schmidt

527 Madison Avenue (9th Floor)
New York, New York 10022-4304
January 7, 2003

FILED VIA EXPRESS MAIL

Commissioner of Patents
Washington, D.C. 20231

RESPONSE TO DECEMBER 6, 2002 RESTRICTION REQUIREMENT

Dear Sirs:

This is a response to the Restriction Requirement mailed on December 6, 2002 in connection with the above-identified application. A response to the December 6, 2002 Office Action was originally due by January 6, 2003. This response is accompanied by a Request For Extension Of Time (1 month) to extend the deadline to February 6, 2002. Accordingly, this response is being timely filed.

Enz-53(D3)

Rabbani et al.

Serial No.: 08/978,637

Filed: November 25, 1997

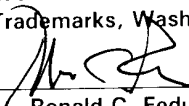
Page 2 [Response To December 6, 2002 Restriction Requirement
-- January 7, 2003]

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Deposit Date January 7, 2003

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Ronald C. Fedus
Reg. No. 32,567

JAN 7 2003
Date